



COMMUNICATIONS

May 23, 2012

2011-329-C
2000-225-C

236882
236883

250 Pilot Road, Suite 300
Las Vegas, NV 89119
© 888.569.4667
Customer Care 800.772.4667

VIA OVERNIGHT DELIVERY

South Carolina Public Service Commission
Saluda Building
101 Executive Center Drive
Suite 100
Columbia, South Carolina 29210

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MAY 24 11:10 27
PUBLIC SERVICE
COMMISSION

**Re: NOS Communications, Inc. – Request For Partial Waiver Surety Bond Amount
Required by 26 S.C. Code Ann. Regs. 103-607 (Supp. 2011)**

Dear Madam or Sir:

Under cover letter dated April 13, 2012, NOS Communications, Inc. submitted an original surety bond in the amount of \$4,000 (attached for your reference). The instant letter is being sent to clarify previous correspondence. NOS Communications, Inc. is hereby requesting a partial waiver of the amount of the bond required by 26 S.C. Code Ann. Regs. 103-607 ("Bond Regulation"). The Bond Regulation allows the Commission to determine the type and amount of bond or other security mechanism. NOS Communications, Inc. seeks relief from the amount of required bond since compliance would produce an undue hardship.

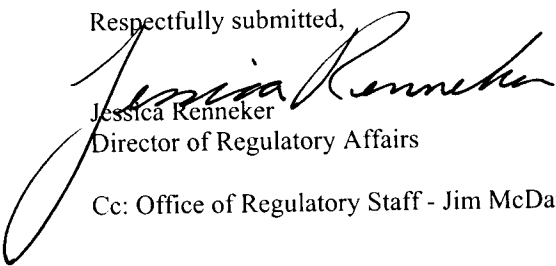
NOS Communications, Inc. was certified to provide local exchange services in South Carolina in Docket No. 2000-225-C; Order No. 200-731. It maintains a small presence South Carolina with approximately four residential customers. We respectfully request that the amount of the bond or other security mechanism for NOS Communications be no more than \$4,000. The formula approved by the Commission in Order No. 2012-175 would be calculated as follows:

South Carolina residential customers (4) times average residential retail rate (\$40)
times two months of service = \$320.

NOS Communications, Inc. has been providing service in South Carolina since it was certified to provide intrastate, interexchange telecommunications in 1992 (Docket Number 1991-617-C, Order No. 92-213). Its annual report is on file with the Office of Regulatory Staff and its many years of operations in South Carolina demonstrate its financial stability. To require NOS Communications, Inc. to post a \$100,000 bond would place excessive burden on its cost of doing business in South Carolina. Therefore, NOS Communications, Inc. respectfully requests the Commission accept the \$4,000 irrevocable letter of credit previously submitted. Under the formula above, a \$4,000 Letter of Credit leaves room for possible growth.

An additional copy of this letter and filing also is enclosed. Please date stamp the extra copy and return it in the enclosed prepaid envelope. Should there be any questions with respect to this matter, please contact me at (702) 547-8486.

Respectfully submitted,


Jessica Renneker
Director of Regulatory Affairs

Cc: Office of Regulatory Staff - Jim McDaniel

NOS, where Quality Customer Care is your Right and our Privilege!



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Las Vegas, NV 89119
© 888.569.4667
Customer Care 800.772.4667

April 13, 2012

VIA OVERNIGHT DELIVERY

South Carolina Public Service Commission
Saluda Building
101 Executive Center Drive
Suite 100
Columbia, South Carolina 29210

RECEIVED
2012 APR 16 AM 9:20
PUBLIC SERVICE
COMMISSION

**Re: NOS Communications, Inc. – Surety Bond in Compliance with 26 S.C. Code Ann.
Regs. 103-607 (Supp. 2011)**

Dear Madam or Sir:

On behalf of NOS Communications, Inc. , we hereby submit an original surety bond in the amount of \$4,000 in order to comply with 26 S.C. Code Ann. Regs. 103-607 (Supp. 2011) which requires all telephone utilities that provide retail residential local exchange service that have not invested at least five million dollars in telecommunications facilities in South Carolina to file a bond or other security mechanism with the Public Service Commission of South Carolina. A copy of this filing has also been sent to Jim McDaniel the Office of Regulatory Staff.

An additional copy of this letter and filing also is enclosed. Please date stamp the extra copy and return it in the enclosed prepaid envelope. Should there be any questions with respect to this matter, please contact me at (702) 547-8486.

Respectfully submitted,


Jessica Renneker
Director of Regulatory Affairs

Cc: Office of Regulatory Staff - Jim McDaniel

Bond Number:

KNOW ALL MEN BY THESE PRESENTS, That

NOS Communications, Inc of 250 Pilot Rd, Ste 300, Las Vegas, NV 89119

as Principal and

Liberty Mutual Insurance Company of 175 Berkeley St., Boston, MA 02117

as Surety, are held and firmly bound unto the Public Service Commission of South Carolina

("Commission"), a state governmental agency organized under the laws of the State of South Carolina, as

Obligee in the full sum of \$4,000 Dollars, we bind ourselves, our successors and assigns, jointly and severally, firmly by these presents.

WHEREAS Principal holds a Certificate of Public Convenience and Necessity and provides retail residential prepaid local exchange services (requiring advance payment from customers prior to providing telecommunications service) and who individually or together with their affiliates, have not invested at least five million dollars in telecommunications facilities in the State of South Carolina. Advance payments include, but are not limited to, deposits, non-recurring connection and service fees, prepaid monthly service, and prepaid calling cards.

WHEREAS the Commission Regulation 103-607 requires the advance payment of Performance Bond, Certificate of Deposit, or Irrevocable Letter of Credit.

NOW, THEREFORE, the condition of this obligation is such that Principal shall promptly pay all amounts which may be due by Principal to the Commission, after notice and hearing, may order all or part of any bond or other security forfeited upon finding that the telephone utility has abandoned service to customers who have paid for those services in advance.

The liability of Surety under this Bond shall not be discharged or affected by (i) any waiver, extension or modification of Principal's obligations to Obligee and regardless of whether Principal is proceeded against first or at any other time, or (ii) the failure of Obligee to notify Surety of nonpayment or waiver, extension or modification of Principal's obligations to Obligee.

It is hereby agreed that this obligation is effective beginning April 12th, 2012, for a period of twelve (12) months and that this Bond shall automatically renew for successive twelve month period(s) thereafter; provided, however, this Bond may be cancelled provided Surety gives Principal and Obligee sixty (60) days written notice prior to the expiration of the then current period. Such cancellation notice shall be sent by certified mail to the Public Service Commission of South Carolina, 101 Executive Center Drive, Saluda Building, Columbia, SC 29210 with a copy to the South Carolina Office of Regulatory Staff, 1401 Main Street, Suite 900, Columbia, SC, 29201.

In addition to all other amounts payable hereunder, Surety shall reimburse Obligee for all costs and expenses (including attorney's fees) that Obligee incurs in the enforcement of the provisions of this Bond.

Such cancellation shall not affect any liability incurred or accrued under this Bond prior to the effective date of such cancellation.

IN WITNESS WHEREOF, Principal and Surety have signed and sealed this Surety Bond as of the

12th day of April, 2012.

Principal: NOS Communications, Inc

Surety: Liberty Mutual Insurance Company

Signature: 

Attorney-In-Fact: 

Title:

Insurance Agency: Brown & Brown Insurance of Nevada, Inc

Address: 975 Kelly Johnson Dr., Ste 100

City: Las Vegas

State: NV

Zip: 89119

THIS POWER OF ATTORNEY IS NOT VALID UNLESS IT IS PRINTED ON RED BACKGROUND.

This Power of Attorney limits the acts of those named herein, and they have no authority to bind the Company except in the manner and to the extent herein stated.

LIBERTY MUTUAL INSURANCE COMPANY
BOSTON, MASSACHUSETTS
POWER OF ATTORNEY

KNOW ALL PERSONS BY THESE PRESENTS: That Liberty Mutual Insurance Company (the "Company"), a Massachusetts stock insurance company, pursuant to and by authority of the By-law and Authorization hereinafter set forth, does hereby name, constitute and appoint **EDWIN CARLTON III, GINA M. NOHR, SUSAN COLES, DAVID LESTER, PAUL GOECKE, ALL OF THE CITY OF HENDERSON, STATE OF NEVADA**

....., each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations in the penal sum not exceeding **FIFTY MILLION AND 00/100******* DOLLARS (\$ **50,000,000.00*******) each, and the

execution of such undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents, shall be as binding upon the Company as if they had been duly signed by the president and attested by the secretary of the Company in their own proper persons.

That this power is made and executed pursuant to and by authority of the following By-law and Authorization:

ARTICLE XIII - Execution of Contracts: Section 5. Surety Bonds and Undertakings.

Any officer of the Company authorized for that purpose in writing by the chairman or the president, and subject to such limitations as the chairman or the president may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Company by their signature and execution of any such instruments and to attach thereto the seal of the Company. When so executed such instruments shall be as binding as if signed by the president and attested by the secretary.

By the following instrument the chairman or the president has authorized the officer or other official named therein to appoint attorneys-in-fact:

Pursuant to Article XIII, Section 5 of the By-Laws, Garnet W. Elliott, Assistant Secretary of Liberty Mutual Insurance Company, is hereby authorized to appoint such attorneys-in-fact as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations.

That the By-law and the Authorization set forth above are true copies thereof and are now in full force and effect.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Company and the corporate seal of Liberty Mutual Insurance Company has been affixed thereto in Plymouth Meeting, Pennsylvania this 11th day of February, 2008.

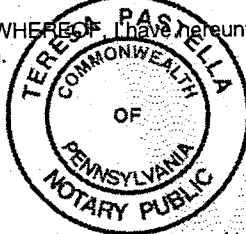
LIBERTY MUTUAL INSURANCE COMPANY

By Garnet W. Elliott
Garnet W. Elliott, Assistant Secretary

COMMONWEALTH OF PENNSYLVANIA ss
COUNTY OF MONTGOMERY

On this 11th day of February, 2008, before me, a Notary Public, personally came Garnet W. Elliott, to me known, and acknowledged that he is an Assistant Secretary of Liberty Mutual Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Attorney and affixed the corporate seal of Liberty Mutual Insurance Company thereto with the authority and at the direction of said corporation.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at Plymouth Meeting, Pennsylvania, on the day and year first above written.



COMMONWEALTH OF PENNSYLVANIA
Notarial Seal
Teresa Pastella, Notary Public
Plymouth Twp., Montgomery County
My Commission Expires Mar. 28, 2009
Member, Pennsylvania Association of Notaries

By Teresa Pastella
Teresa Pastella, Notary Public

CERTIFICATE

I, the undersigned, Assistant Secretary of Liberty Mutual Insurance Company, do hereby certify that the original power of attorney of which the foregoing is a full, true and correct copy, is in full force and effect on the date of this certificate; and I do further certify that the officer or official who executed the said power of attorney is an Assistant Secretary specially authorized by the chairman or the president to appoint attorneys-in-fact as provided in Article XIII, Section 5 of the By-laws of Liberty Mutual Insurance Company.

This certificate and the above power of attorney may be signed by facsimile or mechanically reproduced signatures under and by authority of the following vote of the board of directors of Liberty Mutual Insurance Company at a meeting duly called and held on the 12th day of March, 1980.

VOTED that the facsimile or mechanically reproduced signature of any assistant secretary of the company, wherever appearing upon a certified copy of any power of attorney issued by the company in connection with surety bonds, shall be valid and binding upon the company with the same force and effect as though manually affixed.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the corporate seal of the said company, this 12th day of April, 2008.



By David M. Carey
David M. Carey, Assistant Secretary

Not valid for mortgage, note, loan, letter of credit, bank deposit, currency rate, interest rate or residual value guarantees.

To confirm the validity of this Power of Attorney call 1-610-832-8240 between 9:00 am and 4:30 pm EST on any business day.